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HIGH COURT OF CHHATTISGARH, BILASPUR

W.P.(S) No. 6295 of 2007

PETITIONER Smt. C. Nagwanshi Devi, wife of Shri Sobhit Ram, aged 42 years, Lady Health Superviser Community Health Centre Bafauli, Tahsil Ambikapur, District Sarguja (C.G).

Versus

RESPONDENTS

1. State of Chhattisgarh, Through Secretary Health and Family Welfare Department D.K.S. Bhawan Raipur (C.G.)
2. Director of Health Service Department of Chhattisgarh Govt. D.K.S. Bhawan Raipur (Chhattisgarh)
3. Chief Medical Officer Sarguja, District Sarguja (Chhattisgarh)
4. Smt. Shushmakanti Lakara, Lady Health Superviser Community Health Centre Belkharika, Distt. Sarguja (Chhattisgarh).

WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUION OF INDIA

Appearance:

Shri J.S. Baraik, counsel for the petitioner.

Shri Ajay Dwivedi, Panel Lawyer appears for the State on advance copy.

ORAL ORDER
(24.10.2007)

SUNIL KUMAR SINHA, J.

Heard on admission.

The petitioner, who was working on the post of Local Health Visitor (LHV), was promoted to the post of Women Supervisor and was transferred from Bafoli, District Sarguja to Belkharikha, District Sarguja vide order dated 22.6.2007. Thereafter, by order dated 3.7.2007, some amendment was made and the petitioner was again posted at Bafoli and then by the impugned order dated 3.10.2007 (Annexure-P/1), the aforesaid order was cancelled, therefore, the original order dated 22.6.2007 came into force.

Learned counsel for the petitioner could not point out any reason to interfere with the order dated 3.10.2007, by which, the earlier order dated 3.7.2007 was cancelled as a consequence of which, the order dated 22.6.2007 came into

force. By order dated 22.6.2007, the petitioner was posted after promotion, therefore, it cannot be said that there was malafide or extraneous consideration or there was a violation of any statutory Rules or the Act.

I do not find any reason to interfere with the impugned order.

The petition has no merits and the same is dismissed at the motion stage itself.

Sd/-
Sunil Kumar Sinha
Judge

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